



General Assembly

February Session, 2010

***Amendment***

LCO No. 4233

**\*HB0521304233HD0\***

Offered by:

REP. NARDELLO, 89<sup>th</sup> Dist.

To: Subst. House Bill No. 5213

File No. 446

Cal. No. 251

***"AN ACT CONCERNING THE SITING COUNCIL."***

1 In line 84, after "school" insert ", unless the council finds that there  
2 are no economically feasible alternative sites within the municipality  
3 that are more than seven hundred fifty feet from such school"

4 Strike line 207, in its entirety and insert the following in lieu thereof:

5 "(i) If, upon a motion of a party intervenor, or"

6 In line 208, after "determines" insert "in the course of a council  
7 proceeding"

8 In line 209, strike "in its application or petition for"

9 In line 210, strike "declaratory ruling"

10 In line 237, after "electricity" insert "and a fuel cell with a generating  
11 capacity of one megawatt or higher or that operates at natural gas  
12 pressures in excess of one hundred fifty pounds per square inch,"

13 In line 245, strike ", in the case of a fuel cell,"

14 Strike lines 246 and 247 in their entirety

15 In line 248, strike "inch,"

16 In line 265, after "prescribe;" insert "(7) any fuel cell with a  
17 generating capacity of one megawatt or higher or that operates at  
18 natural gas pressures in excess of one hundred fifty pounds per square  
19 inch,"

20 In line 265, insert opening and closing brackets around "(7)" and  
21 insert after the closing bracket "(8)"

22 After the last section, add the following and renumber sections and  
23 internal references accordingly:

24 "Sec. 501. Subsection (b) of section 16-50bb of the general statutes is  
25 repealed and the following is substituted in lieu thereof (*Effective from*  
26 *passage*):

27 (b) Payments from the account shall be made upon authorization by  
28 the State Treasurer. An application for reimbursement shall be  
29 submitted not later than sixty days after [receipt of an application for a  
30 proposed facility] the conclusion of a certification proceeding, except  
31 for a facility described in subdivisions (5) and (6) of subsection (a) of  
32 section 16-50i, to each municipality entitled to receive a copy of such  
33 application under section 16-50l in order to defray expenses incurred  
34 by such municipalities in participating as a party to a certification  
35 proceeding, except for a proceeding on an application for a facility  
36 described in subdivision (5) or (6) of subsection (a) of section 16-50i.  
37 Any moneys remaining at the end of such proceeding shall be  
38 refunded to the applicant in even amounts. Where more than one  
39 municipality seeks moneys from such account, the council shall evenly  
40 distribute such moneys among the municipalities. No municipality  
41 may receive moneys from the account in excess of twenty-five  
42 thousand dollars. No municipality may receive moneys from the

43 account in excess of the dollar amount such municipality has expended  
44 from its own municipal funds. A municipality that has received  
45 moneys from the account in excess of the costs it incurred in  
46 participating in the certification proceeding, as determined by the  
47 council, shall refund such excess moneys to the account upon the  
48 conclusion of such proceeding."